

Serial No.: 10/757,708

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Derek O'Hagan

Serial No.: 10/757,708

Filed: 01/14/04

Title: MICROPARTICLES WITH ADSORBED POLYNUCLEOTIDE-CONTAINING SPECIES

Art Unit: 1633

Examiner: Popa, Ileana

Confirm. No.: 3852

Docket No.: PP-19768.002

VIA EFS-Web
Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

<p style="text-align: center;">Certificate of Electronic Transmission Under 37 C.F.R. §1.8</p> <p>I hereby certify that this correspondence and any document referenced herein are being electronically filed with the USPTO via EFS-Web on <u>May 20, 2009</u>.</p> <p style="text-align: center;"><u>Marjorie Scariati</u> (Printed Name of Person Sending Correspondence)</p> <p style="text-align: center;">/Marjorie Scariati/ _____ (Signature)</p>

PETITION UNDER 1.136(a) AND RESPONSE TO NON-FINAL OFFICE ACTION

Sir:

Applicant hereby petitions the Commissioner to grant a two (2) month extension of time, up to and including Tuesday, May 26, 2009, in which to respond to the non final Office Action mailed December 23, 2008 in the above-identified application (the extended due date of May 23, 2009 falls on a Saturday, and Monday, May 25, 2009 is a Federal holiday). The extension fee in the amount of \$490 may be charged to deposit account No. 50-1047. In addition, any deficiencies may be charged to deposit account No. 50-1047.

In response to the non-final Office Action mailed December 23, 2008, the period for response thereto having been extended by a Petition therefore and payment of the extension fee, please consider the following remarks: